

1 WO
2
3
4
5

6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 United States of America,) CR-04-00239-02-PHX-FJM
9 Plaintiff,)
10 vs.) **ORDER**
11)
12 Fidel Mendez,)
13 Defendant.)
14 _____

15
16 A detention hearing and a preliminary revocation hearing on the Petition on
17 Supervised Release were held on July 8, 2010.

18 **THE COURT FINDS** that the Defendant has knowingly, intelligently, and
19 voluntarily waived his right to a detention hearing and a preliminary revocation hearing and
20 has consented to the issue of detention being made based upon the allegations in the Petition.

21 **THE COURT FURTHER FINDS** that the Defendant has failed to sustain his
22 burden of proof by clear and convincing evidence pursuant to Rule 32.1(a)(6),
23 FED.R.CRIM.P., that he is neither a flight risk nor a danger to the community. *United States*
24 *v. Loya*, 23 F.3d 1529 (9th Cir. 1994).

25
26 ///
27 ///
28 ///

IT IS ORDERED that the Defendant shall be detained pending further order of the court.

DATED this 19th day of July, 2010.

Lawrence O. Anderson
Lawrence O. Anderson

Lawrence O. Anderson
United States Magistrate Judge